



08/930,735

DFC
IHW

Patent No.: 6,860,563

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

W. S. S.

Signature

May 17, 2005

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee : Angelika Semsch, et al.
Patent No. : 6,860,563
Issued : March 1, 2005
Art Unit : 3636
Title : Device for Preventing or Reducing Tipping of the Head
Docket No. : 0190 US/P
Customer No. : 24131

PETITION UNDER 37 CFR 3.81(b)

Mail Stop: Petitions
Hon. Commissioner for Patents
Mail Stop: Petitions
Alexandria, VA 22313

Sir:

1. Patentees respectfully petition that the requirements of 37 C.F.R. 3.81(b) be waived under 37 C.F.R. 1.183 to allow the correction of the Assignee information on the above-mentioned printed patent.

- A. Patentees filed a Request for Certificate of Correction on April 15, 2005 together with a fee in the amount of \$100.00;
- B. A statement that the failure to include the correct assignee name on the PTOL-85(b) was inadvertent; and
- C. Patentees request that 37 C.F.R. 3.81(a) be waived to permit the assignee information to remain blank and unassigned;

- D. Patentees listed an assignee name on the PTOL-85(b) form in error;
- E. Applicants never filed an assignment in the U.S. Patent Office since this patent is not assigned.

Applicants herewith state that the failure to include the correct assignee name on the PTOL-85(b) form was inadvertent.

Patentees hereby request that the file be forwarded to the Certificates of Correction Branch, for issuance of a Certificate of Correction, if the Petition is granted.

2. Should a petition fee (37 CFR 1.117(h)) be due, the U.S. Patent Office is authorized to charge account number 12-1099.

Respectfully submitted,

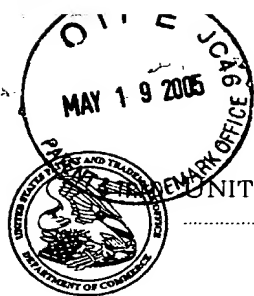


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Date: May 17, 2005

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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Date Mailed : May 12, 2005

Patent No. : 6,860,563 B1
Ser. No. : 08/930,735
Inventor(s) : Semsch, et al
Issued : March 1, 2005
Title : DEVICE FOR PREVENTING OR REDUCING TIPPING OF THE HEAD
Docket No. : 0190-US/P

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and/or 1.323.

Assignees' names and addresses (assignment data) printed in a patent, are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Issue Fee Transmittal Form PTOL-85B. Granting of a request under 37 CFR 3.81(b) is required to correct applicant's error providing incorrect or erroneous assignment data, *before* issuance of a Certificate of Correction, under 37 CFR 1.323 (*see Manual of Patent Examining Procedures (M.P.E.P) Chp.1400, sect. 1481*). This procedure is required *at any time after the issue fee is paid*, including after issuance of the patent.

In view of the foregoing, your request, in this matter, is hereby denied.

A request to correct the Assignee under 37 CFR 3.81(b) should include:

- A. the processing fee set forth in 37 CFR 1.117(h) (currently \$130);
- B. a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; and
- C. a copy of the Notice of Recordation of Assignment Document, reflecting the reel and frame number where the assignment(s) is recorded and/or reflecting proof of *the date* the assignment was submitted for recordation.

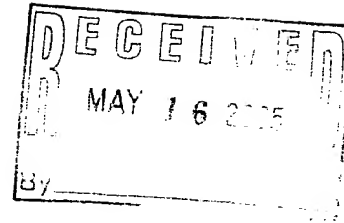
In the Request, Applicant(s) may request that the file be forwarded to Certificates of Correction Branch, for issuance of a Certificate of Correction, if the Request is granted.

Any request under 37 CFR 3.81(b) should be directed to the following address or facsimile number:

By mail: Mail Stop PETITIONS
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

By hand: Customer Service Window
Mail Stop Petitions
Randolph Building
401 Dulany Street
Alexandria, VA 22314

By fax: (703) 872-9306
ATTN: Office of Petitions



If a fee (currently \$100) was previously submitted for consideration of a Request for Certificate of Correction, under CFR 1.323, to correct assignment data, no additional fee is required.

David Irvine
David Irvine
For Cecelia Newman
Decisions & Certificates of Correction Branch
(703) 308-9390 or (703) 308-8309

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